

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**BARBUT**

**Serial No. Not yet assigned**

Filed: Submitted herewith

For: ENHANCEMENT OF CEREBRAL  
BLOOD FLOW BY ELECTRICAL  
NERVE STIMULATION

**INFORMATION DISCLOSURE STATEMENT**

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97–1.98, information relating to the above–identified application is hereby disclosed. The accompanying Form PTO-1449 provides a listing of documents that may be relevant to the subject application.


It is requested that the Examiner fully consider the art cited in the accompanying Form 1449, initial the left–most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

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CERTIFICATE OF MAILING (37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' (Label No. EV337190439US) in an envelope addressed to the Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 3, 2003  
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IR1:1047193.1

  
Cynthia B. Pacheco

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within three months of the filing date of the above-identified application, and therefore no fee is required.

Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' agent that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents should they be applied there-against as references. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-0639.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: September 3, 2003

By John Kappos  
John Kappos  
Reg. No. 37,861  
Attorneys for Applicant

JCK/kmg

O'Melveny & Myers LLP  
114 Pacifica, Suite 100  
Irvine, CA 92618-3315  
(949) 737-2900

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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
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Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

### Complete if Known

Application Number	Not Yet Assigned
Filing Date	Herewith
First Named Inventor	BARBUT
Group Art Unit	
Examiner Name	
Attorney Docket Number	161,700-043

Sheet 1 of 2

### U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	AA	6,231,551	B1	Barbut	05-15-2001	
	AB	6,592,557	B2	Barbut	07-15-2003	
	AC	2003/0023200	A1	Barbut et al.	01-30-2003	
	AD					
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### FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sub>6</sub>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	AU	WO	0051675		Barbut	09-08-2000		
	AV	WO	02085443		Barbut et al.	10-31-2002		
	AW							
	AX							
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	AZ							
	BA							
	BB							
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<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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<b>Substitute for form 1449A/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Comple<del>t</del> if Known</b>	
				Application Number	Not Yet Assigned
				Filing Date	Herewith
				First Named Inventor	BARBUT
				Group Art Unit	
				Examiner Name	
Sheet	2	of	2	Attorney Docket Number	161,700-043

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume–issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	BD	TUOR, U.I., "Local Distribution of the Effects of Sympathetic Stimulation on Cerebral Blood Flow in the Rat", Brain Research, 529 (1990), pp. 224-231, Elsevier Science Publishers B.V. (Biomedical Division), U.S.	
	BE		
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